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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

QIANG LU,) No. C07-4221 JCS

Plaintiff,)

v.)

DECLINATION TO PROCEED BEFORE
 A MAGISTRATE JUDGE AND REQUEST
 FOR REASSIGNMENT TO A UNITED
 STATES DISTRICT JUDGE

MICHAEL CHERTOFF, Secretary of the)
 Department of Homeland Security; EMILIO)
 T. GONZALEZ, Director, U.S. Citizenship)
 and Immigration Services; ROBERT S.)
 MUELLER, III, Director of the Federal)
 Bureau of Investigation;)
 ALBERTO R. GONZALES, Attorney)
 General of the United States;)
 CHRISTINA POULOS, Director, California)
 Service Center, U.S. Citizenship and)
 Immigration Services; GERARD)
 HEINAUER, Director, Nebraska Service)
 Center, U.S. Citizenship and Immigration)
 Services,)

Defendants.)

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DECLINATION
 07-4221 JCS

Respondent hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition, and hereby requests the reassignment of this case to a United States District Judge.

Dated: October 22, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/S/
MELANIE L. PROCTOR
Assistant United States Attorney
Attorneys for Defendants